

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

MEGHAN MERCEDES
CASSIDY,

Plaintiff,

Case No. 2:15-cv-12277

Magistrate Judge Anthony P. Patti

v.

COMMISSIONER OF
SOCIAL SECURITY,

Defendant.

**OPINION AND ORDER DENYING PLAINTIFF'S MOTION FOR
SUMMARY JUDGMENT (DE 16), GRANTING DEFENDANT'S MOTION
FOR SUMMARY JUDGMENT (DE 17) AND AFFIRMING THE DECISION
OF THE COMMISSIONER OF SOCIAL SECURITY**

Plaintiff, Meghan Mercedes Cassidy, brings this action under 42 U.S.C. §§ 405(g) and 1383(c)(3) for review of a final decision of the Commissioner of Social Security ("Commissioner") denying her application for disability insurance benefits. Currently before the Court is Plaintiff's motion for summary judgment (DE 16), the Commissioner's cross-motion for summary judgment (DE 17), and the administrative record (DE 10-11).

The parties have consented to my authority. (DE 19.) A hearing was noticed for September 1, 2016. On that date, Plaintiff's counsel, Kenneth F. Laritz,

appeared in person and Defendant's counsel, AUSA Amelia Stewart, appeared by telephone.

The Court concludes that the ALJ unerringly applied the correct legal standards in reaching her decision and that substantial evidence in the record supports her findings. As stated in Defendant's motion for summary judgment, the ALJ's credibility findings were supported by substantial evidence, she correctly analyzed the weight given to non-examining physician Dr. Khalid's opinion, and the RFC finding is supported by substantial evidence in the record.¹ Accordingly, and for the reasons stated on the record, Plaintiff's motion is **DENIED** (DE 16), Defendant's motion is **GRANTED** (DE 17), and the decision of the Commissioner of Social Security is **AFFIRMED**.

IT IS SO ORDERED.

Dated: September 2, 2016

s/Anthony P. Patti
Anthony P. Patti
UNITED STATES MAGISTRATE JUDGE

¹ And, as explained on the record, any error the ALJ may have made with respect to her observations about statements concerning aerobic exercise in the ALJ's analysis of Plaintiff's credibility was harmless, as there were several other valid bases given for discounting Plaintiff's credibility and the overall analysis was correct.

I hereby certify that a copy of the foregoing document was sent to parties of record on September 2, 2016, electronically and/or by U.S. Mail.

s/Michael Williams

Case Manager for the
Honorable Anthony P. Patti